

CONTACT WITH JAMES HUGHES:

At 11:45 am on 12/20/13, I made telephone contact with James Hughes.

I explained to Hughes that I was watching a video recording of parts of what happened, that I had interviewed several subjects, and that I see them walking along the sidewalk, with Hughes in front, followed by Ryan, then Kyle, then Craig. I asked if he could explain what had occurred from that point.

Hughes stated he was walking along the edge of a crowd, and they were going to a Mexican restaurant. He stated he remembers turning around and being struck immediately, out of nowhere.

Hughes stated he called 911, and then saw the crowd tackling people. He stated he remembers, after having been struck, seeing Craig on the sidewalk. He stated that surprised him as well. He stated he didn't see Kyle or Ryan.

Hughes re-explained he was struck, and then called 911.

I asked Hughes if he knows who struck him. He stated it was a guy in a red polo shirt. He stated that he is a very large man, remembers looking up at him when struck. He stated he is 100% certain.

I asked how the individual was associated with the incident, after the incident had occurred. Hughes stated that was interesting as well.

Hughes stated that as people were dispersing, the officers arrived, and then the guy came out of the restaurant. He stated he knew it was him with 100% certainty. Kyle stated he gave his account of what happened, apologized, and then asked if he was okay. He described it as being a quick exchange.

Hughes stated he remembered Ryan was being checked out by an EMT, he recalls Kyle giving a more extensive account, that Kyle was fired up, and he was also surprised by it, referring to what happened.

I reviewed in the police report where it states he was not certain in the police report. I reviewed the statement in the report where it states, "He did not see for sure who hit him, but thought the tall white male wearing a red shirt was one of the suspects..."

Hughes stated he was more certain than that. He stated he saw no one else, and is surprised it's described that way in the police report.

He stated he remembered being absolutely sure, and then the subject apologized. He stated the subject asked if he was okay, and stated something similar to, "Sorry about that," stating that was "the gist of it."

Hughes made reference to possibly an in-car video would show the exchange.

I asked Hughes about injuries. He stated he was sore for a few days, and had a little redness in his eye, but does not know if it was caused by having been struck.

I asked Hughes how much he had to drink that night. He stated he believes six drinks. I asked what the absolute most would have been. He stated eight at most. He stated he went to the game, started drinking after the game, had dinner, and stopped at Good Time Charley's, before starting to walk to the other restaurant.

ATTEMPT CONTACT WITH NICHOLAS BENNETT:

At approximately 1:30 pm on 12/20/13, I left a telephone message for Bennett to call me regarding the incident. As of 1730 hours on 12/20/13, he has not returned my telephone call.